

ORDINANCE NO. 1352

AN ORDINANCE AMENDING SELECTED SECTIONS OF THE CITY ZONING CODE; THE CODE OF THE CITY OF TILLAMOOK (CCT), TITLE XV: LAND USAGE, CHAPTER 153, DEFINITION OF "BOARDING AND ROOMING HOUSE" AND "VISION CLEARANCE AREA"

WHEREAS, in accordance with §153.071, the Zoning Codes may be amended by changing any other provisions thereof, whenever the public necessity and convenience and the general welfare requires such an amendment, and such a change may be proposed by motion of the Planning Commission or City Council; and

WHEREAS, proposed amendments to City Zoning Code and Zoning map changes were submitted to the State Department of Land Conservation and Development (DLCD) on September 6, 2019 to satisfy Oregon Revised Statute 197.610; and

WHEREAS, notice was sent to property owners affected to satisfy State Measure 56 notification and Oregon Revised Statute 227.186; and

WHEREAS, the Tillamook City Council held a public hearing for the amended Zoning Code sections on October 7, 2019 to review and consider the proposed changes; and

WHEREAS, the Tillamook City Council wishes to integrate the proposed changes to the Zoning Code relating to the "Boarding and Rooming House" definition and "Vision Clearance Area."

NOW THEREFORE, the City of Tillamook ordains as follows:

Section 1: Amendment of the Code of the City of Tillamook (CCT)

The Code of the City of Tillamook (CCT) Title XV: Land Usage Chapter 153 are hereby amended to reflect the following changes:

a. §153.036 – Definitions

Boarding or Rooming House: a residential building, other than a hotel or motel, where lodging or **and** meals are provided to ~~three or more persons~~ **tenants in one or more rooms for periods or thirty days or more**, and for which a fee is charged.

b. §153.050 (5) (C) Vision Clearance Area.

Vision clearance area shall contain no plantings, fences, walls, structures or temporary or permanent obstructions exceeding three (3) feet in height measured from the top of the curb, except that street trees exceeding this height may be located in this area provided all branches and foliage are removed to a height of ten (10) feet above the grade, and a maximum of two (2) sign support posts not exceeding eight (8) inches in diameter maybe located in this area provided that no portion of the sign or signboard may extend below ~~six ten~~ **(6 +0)** feet above the grade.

Section 2: Codification.

Provisions of this Ordinance shall amend the Code of the City of Tillamook, and the word "ordinance" may be changed to "code", "article", "section", "chapter" or another word and the sections of the Ordinance may be renumbered, or re-lettered, the City Recorder is authorized to correct any cross references and any typographical errors.

Section 3: Repeal and Replacement.

This revision of the Code of the City of Tillamook (CCT) Title XV: Land Usage Chapter 153 replaces all prior versions where amended.

PASSED FIRST READING by the City Council this 21st day of October, 2019.

PASSED SECOND READING by the City Council this ____ day of _____, 2019.

ADOPTED by the City Council this ____ day of _____, 2019.

APPROVED by the Mayor this ____ day of _____, 2019.

Attest:

Suzanne Weber,
Mayor

Date

Abigail Donowho, City Recorder
Date